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COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

AT RICHMOND, SEPTEMBER 5, 2001

COMMONWEALTH OF VIRGINIA, ex rel.

STATE CORPORATION COMMISSION

CASE NO. PUC000304

Ex Parte: In the matter of implementation of number conservation measures granted to Virginia by the Federal Communications Commission in its Order released July 20, 2000

ORDER ON COST ALLOCATION

On February 16, 2001, the State Corporation Commission ("Commission") issued an Order naming Telcordia Technologies ("Telcordia") as Virginia's interim number pooling administrator and implementing thousand-block number pooling ("TNP") in the 804/434 area code. Pursuant to that Order and a subsequent Order entered on March 27, 2001, Virginia's first interim thousand-block pooling trials have been, or will be, implemented in the 804/434, 757, and 540 area codes by Telcordia on June 15, October 12, and November 15, 2001, respectively.

In order to compensate Telcordia for its costs in conducting the number pooling trials in these Numbering Plan Areas ("NPAs"), the Commission must establish a cost allocation methodology to fairly distribute these costs amongst carriers in Virginia. By motion filed on June 25, 2001, the Commission

Staff ("Staff") proposed a cost allocation methodology whereby each carrier's allocation of total shared costs would be prorated based upon the number of thousand blocks it holds in the NPA as a percentage of the total thousand-number blocks held by all carriers in that NPA.

In its motion, the Staff recommended charging for number pooling costs in direct proportion to the share of thousand-number blocks that carriers hold. As a result, Staff noted, no carrier would be placed at a competitive disadvantage by bearing a disproportionate share of pooling costs. Also, according to the Staff, this allocation method would direct each carrier to bear an equivalent share of costs in direct proportion to the resources it would withdraw from the system.

The Commission, by Order dated June 26, 2001, invited interested parties to comment on or before July 20, 2001, on Staff's proposed methodology for assessing the costs incurred in conducting the number pooling trials. On July 20, 2001, the Commission received comments from Verizon Virginia Inc. and Verizon South Inc. (collectively, "Verizon"), AT&T Communications of Virginia, Inc. ("AT&T"), and Sprint Communications Company of Virginia, Inc., Central Telephone Company of Virginia, and United Telephone-Southeast, Inc. (collectively, "Sprint").

All three interested parties opposed the Staff's proposed allocation methodology in favor of the Local Number Portability ("LNP") cost allocation methodology, which would allocate costs based upon a carrier's percentage of end-user revenues. Verizon states that carriers and pooling administrators already have processes in place for using the LNP cost allocation methodology to allocate TNP trial costs, and the imposition of a block-based methodology would be unduly burdensome to implement. Further, Verizon, AT&T, and Sprint state that with the FCC's selection of NeuStar as the National Thousand-Block Number Pooling Administrator, the period of time during which Virginia will be utilizing an interim pooling administrator is very brief. Therefore, the costs to be allocated in Virginia will be minimal.

On August 3, 2001, Cox Virginia Telecom, Inc. ("Cox") filed a motion to receive its comments late along with its comments on the Staff's proposed cost allocation methodology. Cox supported Staff's recommendation to implement block-based cost allocation but apparently misconstrued the substance of Staff's proposal as a proposal for cost allocation based on number utilization. It appears from the Staff's motion that its proposal is not based on number utilization, but rather on the number of total blocks allocated.

Although we believe the Staff's proposal provides a more equitable and non-discriminatory approach to cost allocation, we are persuaded by the majority of commentators that a revenue-based methodology is a more practical choice at this stage of the number pooling trials. The LNP method is similar to the federal LNP formula based upon carriers' percentages of end-user revenues, and carriers will likely be required to use this formula during the national rollout of number pooling, set to begin in March 2002. Moreover, those carriers most affected by the allocation methodology support the revenue-based system and are currently able to easily implement the methodology.

NOW THE COMMISSION, having considered the Staff's motion and the comments of interested parties, finds that the Staff's motion should be denied and that the Commission should adopt a cost allocation methodology based upon each carrier's end-user revenues for local, long distance, and international services to compensate Telcordia for the costs of conducting number pooling trials in the Commonwealth.

Accordingly, IT IS ORDERED THAT:

- (1) The Staff's motion to adopt a cost allocation methodology based upon the number of retained thousand blocks in each NPA is denied.
- (2) The Commission adopts a cost allocation methodology based on each carrier's end-user revenues for local, long

distance, and international services. Telcordia shall use this LNP-based methodology to allocate its costs among the various revenue-producing carriers in Virginia.

(3) This matter is continued for further orders of the Commission.

APPENDIX A

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